CITY OF EUREKA CALIFORNIA

AGENDA SUMMARY
EUREKA CITY COUNCIL

TITLE: Resolution Ordering the Summary Vacation of a 25 sq. ft. Portion of Sewer Easement at 2150 Buhne Street (APN 013-251-040)

DEPARTMENT: Engineering Department

PREPARED BY: Brittany Powell, Project Manager

PRESENTED FOR: ☒**Action** ☐**Information only** ☐**Discussion/Direction**

RECOMMENDATION

1) Adopt a Resolution ordering the summary vacation of a 25 sq. ft. portion of sewer easement at 2150 Buhne Street

FISCAL IMPACT

☐No Fiscal Impact ☒Included in Budget ☐Additional Appropriation

COUNCIL GOALS/STRATEGIC VISION

- Health and Safety – Upgrade critical infrastructure in all neighborhoods to meet modern safety and health standards.

DISCUSSION

The City has a 30' wide public sewer easement that runs through 2150 Buhne Street, (APN 013-251-040). Approximately 25 sq. ft. of the southeast corner of the residence at this location was built within the existing sewer easement. Due to the conflict, the property owner has had difficulties insuring the home. The property owner has requested a summary vacation of the 25 sq. ft. section of sewer easement that conflicts with the southeast corner of the residence as show in Attachment B.

The City's Engineering Department reviewed the request and determined that the portion of the sewer easement underlying the residence in not required for current or future sewer needs, will not impair the City's ability to provide or maintain public sewer service, and is an excess.

California Streets and Highways Code Sections 8333 and 8335 authorizes a local agency to summarily vacate a public service easement by resolution where the easement has been determined to be excess.

Attached:
Resolution Ordering the Summary Vacation of a 25 sq. ft. portion of sewer easement at 2150 Buhne Street (APN 013-251-040)
Exhibit A - description of proposed vacation
Exhibit B – depiction of proposed vacation

REVIEWED AND APPROVED BY:

☒City Attorney	☒City Clerk/Information Services
☐Development Services	☒Finance
☐Fire	☐Parks and Recreation
☐Personnel	☐Police
☐Public Works	☒Engineering